

Application No. 10/816,633  
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### REMARKS

The above-identified patent application has been reviewed in light of the Examiner's Action dated December 1, 2005 ("the Office Action"), a petition for a two-months' extension of time being transmitted herewith. In the Office Action, the Examiner rejected Claims 10 and 24 as being indefinite under 35 USC §112, first paragraph; Claim 1 – 7, 9 – 13, 15 – 21 and 23 – 27 under 35 U.S.C. §102(e) as being anticipated by U.S. Patent Number 6,600,812 to Gentillin *et al.*; and Claims 8, 14, 22 and 28 as being obvious over U.S. Patent Number 6,600,812 to Gentillin *et al.* In response, Applicants make the above amendments and the following remarks.

For purposes of clarity, and without intending to abandon or to dedicate to the public any patentable subject matter, Claims 13 and 21 – 26 are hereby cancelled. Claims 1 – 6, 10, 14, 15 and 27 are hereby amended. Therefore, **Claims 1 – 12, 14 – 20, 27 and 28 are currently pending.** As set forth more fully below, reconsideration and allowance of the pending claims are respectfully requested.

### 112 REJECTIONS

Claims 10 and 24 stand rejected as being indefinite under 35 USC §112, first paragraph. Claim 24 has been canceled. Claim 10 has been amended to change "resource" to "emergency service" as the Examiner correctly pointed out.

### ART REJECTIONS

**Claims 1 – 7, 9 – 13, 15 – 21 and 23 – 27 stand rejected under 35 U.S.C. §102(e) as being anticipated by U.S. Patent Number 6,600,812 to Gentillin *et al.* (herein "Gentillin").**

By the above amendment, claims 13, 21 and 23-26 are canceled. Of the remaining claims, claims 1 and 15 are independent. The rest of the above-listed claims depend directly or indirectly from claims 1 or 15. Applicants will first discuss the independent claims.

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In order for a rejection under 35 U.S.C. §102 to be proper, each and every element as set forth in a claim must be found, either expressly or inherently described, in a single prior art reference. (MPEP §2131). In this application, however, each and every element of the rejected claims cannot be found in the cited reference. Specifically, *Gentillin* does not disclose or suggest:

*...the resource is configured to initiate, responsive to the retrieval key in the emergency event message, an emergency event session corresponding with the retrieval key, and is further configured to transmit multiple responses to the CES during the emergency event session responsive to the emergency event message.*  
(Claim 1, lines 10 – 14, see similar limitation in Claim 15, lines 9 – 12)

There is no “emergency event session” that “transmits multiple responses ... during the emergency event session” disclosed or suggested by *Gentillin*. In fact, *Gentillin* teaches away from this inventive limitation. *Gentillin* specifically teaches “merging the third-party data into event data (Step A5) and providing merged data at a PSAP (Step A6).” *Gentillin* Column 4, lines 40 – 42. *Gentillin* does not need an emergency event session: all of the data is merged and delivered at one time. In direct contradistinction, Applicants’ emergency event session forwards data to a CES as received, rather than waiting for data to accumulate. Thus, Applicants’ claims 1 and 15 are not anticipated by *Gentillin*, and are thus patentable.

Claims 2 – 7 and 9 – 12 depend from allowable independent claim 1 and are therefore allowable. Claims 16 – 20 and 27 depend from allowable independent claim 15 and are therefore allowable. For the forgoing reasons, Applicants’ claimed invention is not anticipated by *Gentillin*. Withdrawal of this rejection and allowance of these claims is respectfully requested.

**Claims 8, 14, 22 and 28 stand rejected under 35 U.S.C. §103(a) as being obvious over *Gentillin*.** In this claim group, Claim 22 has been cancelled. Claims 8 and 14 depend from allowable claim 1 and are therefore allowable. Claim 28 depends from allowable claim 15 and is therefore allowable. However, each of these groups includes subject matter that is independently patentable.

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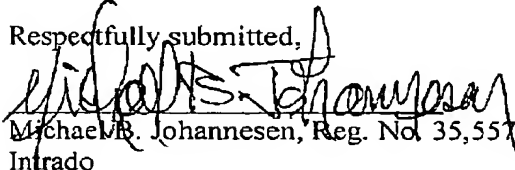
By way of example (and not limitation), claims 14 and 28 include a limitation wherein each resource is configured to initiate an emergency event session and notify the CES. *See e.g.*, paragraph [0076]. Applicants can find nothing in *Gentilin* that teaches or suggests these limitations. For the foregoing reasons, withdrawal of this rejection and allowance of these claims is respectfully requested.

#### DOUBLE PATENTING REJECTION

Claims 1 – 24 stand provisionally rejected on the grounds of non-statutory, obviousness-type double patenting. Applicants respectfully request that response to this rejection be postponed until the Examiner has deemed that there is patentable subject matter.

The application now appearing to be in form for allowance, early notification of same is respectfully requested. The Examiner is invited to contact the undersigned by telephone if doing so would expedite the resolution of this case.

Respectfully submitted,

  
Michael B. Johannesen, Reg. No. 35,557

Intrado  
1601 Dry Creek Drive  
Longmont, Colorado 80503

Telephone: (630) 430-1502

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